

SENATE BILL 369

By Kurita

AN ACT to amend Tennessee Code Annotated, Title 39;
Title 40, Chapter 33, Part 2 and Title 55, Chapter
10, Part 4, relative to ignition interlock devices.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-412, is amended by deleting subsections (d), (k) and (l) in their entirety, and substituting instead the following:

(d) In addition to the penalties authorized for violations of this part, a court shall, upon finding a person guilty of violating the provisions of §§ 55-10-401 — 55-10-404, order the person to operate only a motor vehicle which is equipped with a functioning ignition interlock device, and this restriction shall continue until the earlier of a period of one (1) year or when such person's license is no longer suspended or restricted under the provisions of § 55-10-403. The court shall establish a specific calibration setting no lower than point zero two (.02) nor more than point zero five (.05) blood alcohol concentration at which the ignition interlock device will prevent the motor vehicle from being started and the period of time that the person shall be subject to the restriction. For the purpose of this section, "ignition interlock device" means a device which connects a motor vehicle ignition system to a breath-alcohol analyzer and prevents a motor vehicle ignition from starting if a driver's blood alcohol level exceeds the calibrated setting on the device.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.